

AO 440 (Rev. 06/12) Summons in a Civil Action

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

CANON MEDICAL SYSTEMS USA, INC.

Plaintiff,

v.

PARKHILL IMAGING, LLC D/B/A  
PARKHILL IMAGING ADDISON;  
PARKHILL IMAGING CLEARFORK,  
LLC, MICHAEL J. BIAVATI, ANTHONY  
RIELA, GLEN R. WYANT, STAN DAVIS  
a/k/a STANLEY L. DAVIS; JOHN AND JANE  
DOES 1-12, and XYZ COMPANIES 1-5

Defendants.

Civil Action No.:  
2:24-cv-01791-JMA-ARL

**SUMMONS IN A CIVIL ACTION**

To: Parkhill Imaging, LLC d/b/a Parkhill Imaging Addison, 17051 Dallas Pkwy, Addison, TX 75001  
Parkhill Imaging Clearfork, LLC, 5668 Edwards Ranch Rd., #100, Ft. Worth, TX 76109  
Michael J. Biavati, 13230 Cedar Lane, Farmers Branch, Texas 75234  
Anthony Riela, 9505 Freeport Drive, Denton, TX 76207  
Glen R. Wyant, 4600 Ross Ave #280, Dallas, TX 75204  
Stanley L. Davis, 2145 Portofino Drive, Rockwall, TX 75032

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in **Fed. R. Civ. P. 12** (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

CODISPOTI & ASSOCIATES, P.C.  
Bruno F. Codispoti, Esquire  
81 Court Street, 5th Floor  
Brooklyn, NY 11201  
212-962-6525

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 3/13/2024



BRENN A. MAHONEY  
CLERK OF COURT

*Alison Fortunato*

Signature of Clerk of Deputy Clerk

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**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
\_\_\_\_\_ was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable  
age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy  
to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_,  
who is designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc: